

09/08/2003 09:32:32

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

----- )  
METAGENICS, INC. )

Petitioner, )

v. )

ALLTECH, INC. )

Respondent. )  
----- )

Opposition No. 91154336  
Serial No. 76381236



09-08-2003

U.S. Patent & TMO/TM Mail Rpt Dt. #22

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BOX TTAB  
Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

NOTICE OF WITHDRAWAL OF OPPOSITION

Metagenics, Inc., (Petitioner) hereby withdraws the above identified opposition in view  
of a settlement agreement reached by the parties hereto.

Respectfully submitted,

Dennis H. Cavanaugh

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Attorneys for Petitioner

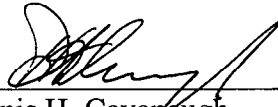
Metagenics, Inc.

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CERTIFICATE OF SERVICE

I, Dennis H. Cavanaugh, an attorney in the law firm of Ullman, Shapiro & Ullman, LLP, hereby certify that a copy of the foregoing "NOTICE OF WITHDRAWAL OF OPPOSITION" was mailed, postage prepaid, first class mail, this 4th day of September, 2003, to the following attorney for the Respondent, Alltech, Inc.:

H. Roy Berkenstock  
Wyatt, Tarrant & Combs, LLP  
1715 Aaron Brenner Dr., Suite 800  
Memphis, TN 38120-4367

  
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Dennis H. Cavanaugh